

APR - 5 2004

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**TESTA, HURWITZ & THIBEAULT, LLP**

ATTORNEYS AT LAW

HIGH STREET TOWER  
125 HIGH STREET  
BOSTON, MASSACHUSETTS 02110

OFFICE (617) 248-7000

FAX (617) 248-7100

**TELECOPY COVER SHEET**

*Equipment Operator Contact Number: 617-310-8671. Please call if you do not receive all the pages.*

**Date:** April 5, 2004


**TO:** **Name:** Examiner Marie D. Patterson of Art Unit 3728  
**Company:** U.S. Patent and Trademark Office  
**Address:**  
**Telephone:** 703-308-0069  
**Fax:** 703-872-9302

**FROM:** **Sender:** Andrew L. Jagenow, Esq.  
**Number of Pages INCLUDING This Cover Sheet:** 19  
**Client:** U.S.S.N. 09/920,439 Attorney Docket No. ADI-075

**Comments:**

Attached, please find an Amendment and Response and associated papers.

Sincerely,



Andrew L. Jagenow

3048576

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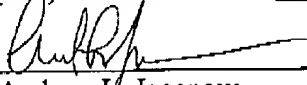
PATENT  
Attorney Docket No. ADI-075  
(257/41)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Knoche et al.  
SERIAL NO.: 09/920,439 GROUP NO.: 3728  
FILING DATE: August 1, 2001 EXAMINER: M.D. Patterson  
TITLE: Light Running Shoe

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that this correspondence, and any document(s) referred to as attached hereto, is/are being transmitted to the United States Patent and Trademark Office, Facsimile No. (703) 872-9302 on this 5 day of April, 2004.

  
Andrew L. Jagenow

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Submitted herewith are:

1. Transmittal Form (1 pg.);
2. Fee Transmittal Form (1 pg.);
3. Copy of Fee Transmittal Form (1 pg.);
4. Petition for Extension of Time (1 pg.);
5. Copy of Petition for Extension of Time (1 pg.); and
6. Amendment and Response (12 pgs.).

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# TRANSMITTAL FORM

Application Serial Number	09/920,439
Filing Date	August 1, 2001
First Named Inventor	Knoche
Group Art Unit	3728
Examiner Name	M.D. Patterson
Attorney Docket No.	ADI-075
Confirmation No.	4668
Patent No.	Not applicable
Issue Date	Not applicable

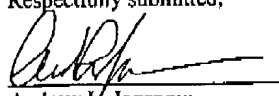
## ENCLOSURES (check all that apply)

- |  |   |   |
|--|---|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Check Attached<br><input checked="" type="checkbox"/> Copy of Fee Transmittal Form<br><br><input checked="" type="checkbox"/> Amendment and Response<br><input type="checkbox"/> Preliminary<br><input type="checkbox"/> After Final<br><br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Letter to Official Draftsperson<br>Including Drawings<br>[Total Sheets _____]<br><br><input checked="" type="checkbox"/> Petition for Extension of Time<br><br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Form PTO-1449<br><input type="checkbox"/> Copies of IDS Citations<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><br><input type="checkbox"/> Sequence Listing submission<br><input type="checkbox"/> Paper Copy/CD<br><input type="checkbox"/> Computer Readable Copy<br><input type="checkbox"/> Statement verifying identity of above | <input type="checkbox"/> Copy of Notice to File Missing Parts of Application (PTO-1553)<br><br><input type="checkbox"/> Formal Drawing(s)<br><br><input type="checkbox"/> Request For Continued Examination (RCE) Transmittal<br><br><input type="checkbox"/> Associate Power of Attorney<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Executed Declaration and Power of Attorney for Utility or Design Patent Application<br><br><input type="checkbox"/> Small Entity Statement<br><br><input type="checkbox"/> CD(s) for large table or computer program<br><br><input type="checkbox"/> Amendment After Allowance<br><br><input type="checkbox"/> Request for Certificate of Correction<br><input type="checkbox"/> Certificate of Correction (in duplicate) | <input type="checkbox"/> Notice of Appeal to Board of Patent Appeals and Interferences<br><br><input type="checkbox"/> Appeal Brief (in triplicate)<br><br><input type="checkbox"/> Status Inquiry<br><br><input type="checkbox"/> Return Receipt Postcard<br><br><input type="checkbox"/> Certificate of First Class Mailing under 37 C.F.R. 1.8<br><input checked="" type="checkbox"/> Certificate of Facsimile Transmission under 37 C.F.R. 1.8<br><input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below)<br><input checked="" type="checkbox"/> Copy of Petition for Extension of Time |
|--|---|---|

### CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator  
 Testa, Hurwitz & Thibault, LLP  
 125 High Street  
 Boston, MA 02110  
 Tel. No.: (617) 248-7000  
 Fax No.: (617) 248-7100

### SIGNATURE BLOCK

Respectfully submitted,  
  
 Andrew L. Jagenow  
 Attorney for the Applicants  
 Testa, Hurwitz & Thibault, LLP  
 125 High Street  
 Boston, MA 02110

Date: April 5, 2004  
 Reg. No. 51,842  
 Tel. No.: (617) 310-8671  
 Fax No.: (617) 248-7100

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# **FEE TRANSMITTAL** **FY 2004**

Complete if Known

Application Serial Number	09/920,439
Filing Date	August 1, 2001
First Named Inventor	Knoche
Group Art Unit	3728
Examiner Name	M.D. Patterson
Attorney Docket No.	ADI-075

## **METHOD OF PAYMENT**

1. ☐ Payment Enclosed:  
☐ Check ☐ Money Order ☐ Other
2. ☒ The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.  
☒ Required Fees (copy of this sheet enclosed).  
☒ Additional fee required under 37 CFR 1.16 and 1.17.  
☒ Overpayment Credit.
3. ☐ Applicant claims small entity status.

## **FEE CALCULATION**

### **1. FILING FEE**

Large Entity Fee (\$)	Fee Description	Fee Paid
770	Utility filing fee	
340	Design filing fee	
160	Provisional filing fee	

	Number Filed	Number Extra	Rate	Amount
Total Claims	- 20 =		x \$ 18.00 =	
Independent Claims	- 3 =		x \$ 86.00 =	

☐ Multiple Dependent Claim(s), if any \$290.00 =

TOTAL:

SMALL ENTITY DISCOUNT:

SUBTOTAL (1) (\$ 0.00

### **2. AMENDMENT CLAIM FEES**

Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid
Total	-	=	x \$ 18.00 =	
Indep.	-	=	x \$ 86.00 =	
<input type="checkbox"/> First Presentation of Multiple Dep. Claim			+ \$290.00 =	

TOTAL: (\$)

SMALL ENTITY DISCOUNT: (\$)

SUBTOTAL (2) (\$ 0.00

## **FEE CALCULATION (continued)**

### **3. ADDITIONAL FEES**

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	Request for ex parte reexamination	
110	55	Extension for reply within first month	110.00
420	210	Extension for reply within second month	
950	475	Extension for reply within third month	
1480	740	Extension for reply within fourth month	
2010	1005	Extension for reply within fifth month	
330	165	Notice of Appeal	
330	165	Filing a brief in support of an appeal	
290	145	Request for oral hearing	
130	130	Petitions to the Commissioner	
180	180	Submission of Second Supplemental Information Disclosure Statement	
770	385	Filing a submission after final rejection (37 CFR 1.129(a))	
770	385	For each additional invention to be Examined (37 CFR 1.129(b))	
100	100	Certificate of Correction for Applicant's error	
110	55	Submission of Terminal Disclaimer	
Other fee (Specify)			
Other fee (Specify)			

SUBTOTAL (3) (\$ 110.00

SUBTOTAL (1) 0.00

SUBTOTAL (2) 0.00

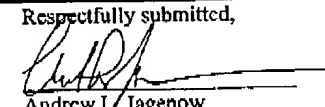
SUBTOTAL (3) 110.00

TOTAL (\$ 110.00

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Respectfully submitted,  
  
 Date: April 5, 2004  
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 Tel. No.: (617) 248-7453  
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 Andrew I. Jagenow  
 Attorney for the Applicants  
 Testa, Hurwitz & Thibault, LLP  
 125 High Street  
 Boston, MA 02110